



IN THE
UNITED STATES PATENT & TRADEMARK OFFICE

APPLICATION NO:

09/454755

APPLICANT:

NISHIURA, Sachiko

FILING DATE:

6 December 1999

TITLE:

**APPARATUS AND METHOD FOR CONVERTING AN
OBJECT DISPLAY DESCRIPTION DOCUMENT**

TECH CENTER/ART UNIT:

2672

EXAMINER:

YANG, Ryan R.

DOCKET NO.:

204432-0019

COMMISSIONER FOR PATENTS

P.O. BOX 1450

ALEXANDRIA, VA 22313-1450

REPLY TO EXAMINER'S ANSWER DATED JUNE 20, 2006

Dear Sirs:

AUTHORIZATION TO PAY AND PETITION FOR THE ACCEPTANCE OF ANY NECESSARY FEES: If any charges or fees must be paid in connection with the following Communication (including but not limited to the payment of issue fees), they may be paid out of our deposit account No. 50-1965. If this payment also requires a Petition, please construe this authorization to pay as the necessary Petition which is required to accompany the payment.

Applicant herewith petitions the Commissioner of Patents and Trademarks to extend the time for response to the Office Action dated _____ for _____ month(s) from _____ to _____. Submitted herewith is check No. _____ for \$_____ to cover the cost of the extension. If a check is lost, or otherwise does not accompany this Petition, please charge my deposit account number 50-1965 in the appropriate amount to cover the cost of the extension. Any deficiency or overpayment should be charged or credited to the above numbered deposit account.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:
Date: 8-3-06

Signature: Elizabeth M. Campbell Tressler
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I. **STATUS OF CLAIMS**

This is an appeal from the rejection set forth in the September 7, 2005 Office Action. Claims 1, 2, 4-11, 13-20 and 22-30 are pending. A copy of claims 1, 2, 4-11, 13-20 and 22-30 can be found in Section VIII of this Appeal Brief. Claims 3, 12, 21, and 31-33 were previously cancelled. Claims 1, 2, 4-11, 13-20 and 22-30 stand finally rejected. Appellants appeal the rejection of claims 1, 2, 4-11, 13-20 and 22-30.

II. GROUNDS OF REJECTION TO BE REVIEWED ON APPEAL

- A.** Whether claims 1-2, 6-11, 15-18, and 28-30 are unpatentable under 35 U.S.C. § 102(e) as anticipated by Vyncke et al. (U.S. Patent No. 5,926,185).
- B.** Whether claims 19-20 and 24-27 are unpatentable under 35 U.S.C. § 103(a) as obvious over Vyncke et al.
- C.** Whether claims 4, 13, and 22 are unpatentable under 35 U.S.C. § 103(a) as obvious over Vyncke et al. and Cannon (U.S. Patent No. 5,559,950).
- D.** Whether claims 5, 14, and 23 are unpatentable under 35 U.S.C. § 103(a) as obvious over Vyncke et al. and Capps et al. (U.S. Patent No. 5,583,542).

III. ARGUMENT

Applicant replies to the June 20, 2006 Examiner's Answer as follows.

The Examiner's reason for rejecting all the independent claims, namely, claims 1, 10, 19, 28, 29 and 30, relies on the sentence in Vyncke that "Although the circle completely covers a triangle 212, the circle is not opaque (solid), so the triangle is not actually hidden but shows through." Column 8, lines 37-39 of Vyncke.

However, this sentence merely states that the triangle is not hidden by the circle because the circle is not opaque, and this sentence does not disclose that a new single object including the triangle and the circle is generated.

When read in context, this sentence is included in a section, in column 8, lines 28-57, explaining only a method for merely deleting hidden objects as demonstrated especially in the following:

- "FIG. 8b shows the procedure for identifying and eliminating hidden objects." Line 42.
- "[T]his procedure applied to the image shown in FIG. 8a will delete only the square." Line 57.

These sentences show that no modification other than deleting the square 208 is made.

Therefore, the rejection is based on a misreading of Vyncke and is wrong.

Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Respectfully submitted,

Date: August 3, 2006



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